IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL, CIVIL JURISDICTION

WRIT PETITION NO.1274 OF 2002
WITH
CHAMBER SUMMONS NO.320 OF 2004

Sayyed Kafeel Ahmed & Ors...Petitioners

Vs.

The Municipal Corporation of

Greater Bombay & Anr.....Respondents

Ms. A.B. Pandye i/b. J.J. Shah for the Petitioner

None for Respondents.

CORAM: **F.I. REBELLO &**

MRS.V.K.TAHILRAMANI, JJ.

DATE: 5TH JUNE,2006

P.C.

. Petition is pending since 2002. From the relief sought it is apparent that the dispute is between the petitioner and the Respondent No.2 in the matter of municipal charges. That being the position, it would not be appropriate for this Court to exercise its extra ordinary jurisdiction. The Corporation is entitled to its charges, whether it is from the petitioner or the Respondent No.2. It is

for the petitioner and the respondent No.2 inter alia to settle the dispute between themselves. If the petitioner is aggrieved by the action of the respondent No.2, it is open to them to file appropriate proceedings in the competent Civil Court. At any rate it would not be appropriate for this Court to exercise its extra ordinary jurisdiction.

Petition dismissed.

. In view of the disposal of the Petition, Chamber Summons No.320 of 2004 has become infructuous. Chamber Summons disposed of as infructuous.

(**F.I. REBELLO, J)**

(**MRS.V.K.TAHILRAMANI, J).**